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CRIMINAL DOCKETING STATEMENT
(To be completed by appellant)

1. Appellate Case Number: 24-3042 1a. Criminal Action Number: 21-cr-00108-TSC-1
2. Case Name: United States v. Michael Joseph Foy
3. Appellant's Name: Michael Joseph Foy
- 3a. Appellant's Defendant No: 01 Appellant's Fed. Reg. No: 26448-509
4. Date of Conviction: June 22, 2023 4a. Date of Sentence: February 28, 2024
5. Name of District Court Judge: Tanya S. Chutkan
6. Date Notice of Appeal Filed: April 12, 2024
7. Offense(s) of Conviction: 18 USC § 111(a)(1) Assaulting, Resisting, or Impeding Certain Officers; 18 USC §§ 1512(c)(2), 2 Obstruction of an Official Proceeding and Aiding and Abetting
8. Did appellant plead guilty? ☐ Yes ☒ No
9. What sentence was imposed? 40 months' incarceration; 24 months' S/R; \$200.00 S/A; \$2,000.00 Restitution
10. How much of the sentence has appellant served? Unknown
11. Is appellant challenging the conviction? ☒ Yes ☐ No
12. Is appellant challenging the sentence? ☒ Yes ☐ No
13. Has appellant filed a post-conviction motion? ☐ Yes ☒ No
If yes, what motion, date filed, and disposition: _____
14. Is appellant incarcerated? ☒ Yes ☐ No
If yes, where: FCI Ashland
If no, address and phone number: _____
15. Has appellant moved for release pending appeal in District Court? ☒ Yes ☐ No
If yes, date filed and disposition: 4/8/24; motion denied on 4/11/24
If no, does defendant intend to file such a motion in the District Court? ☐ Yes ☒ No
16. Will appellant file a motion for release pending appeal in court of appeals? ☐ Yes ☒ No
17. Did appellant have court-appointed counsel in District Court? ☒ Yes ☐ No [FPD appointed]
18. Does counsel appointed in District Court wish to continue on appeal? ☒ Yes ☐ No
19. Did defendant have retained counsel in District Court? ☐ Yes ☒ No
If yes, will case proceed on appeal with retained counsel? ☐ Yes ☒ No
If no, will appellant seek appointment of counsel on appeal? ☒ Yes ☐ No
If no, has a motion to proceed in forma pauperis been filed? ☐ Yes ☒ No [FPD appointed]
20. Has counsel ordered transcripts? ☒ Yes ☐ No
21. If yes, from what proceedings: 3/15, 4/9, 4/30, 6/2, 10/22/21; 1/5, 3/9, 7/25/22; 1/20, 6/22/23; 4/11/24
22. If yes, when will transcripts be completed? Unknown
23. Did counsel seek expedited preparation of sentencing transcripts? ☐ Yes ☒ No

Signature /s/ Date June 13, 2024
 Name of Party (Print) Michael Joseph Foy
 Name of Counsel (Print) Tony Axaam, Jr.
 Firm Address Federal Public Defender - 625 Indiana Avenue, N.W., Suite 550, Washington, DC 20004
 Phone No. (202) 208-7500 Fax No. (202) 208-7515

Note: In all appeals of sentences of 8 months or less trial counsel is required to prosecute the appeal of the sentence. If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement. Attach a certificate of service to this form.